# STATE OF IOWA

# DEPARTMENT OF COMMERCE

# **UTILITIES BOARD**

IN RE:

MCLEODUSA TELECOMMUNICATIONS SERVICES, INC.

DOCKET NOS. TCU-99-38 WRU-99-48-2504

# ORDER DENYING APPLICATION FOR AMENDMENT OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

(Issued April 12, 2000)

On October 28, 1999, McLeodUSA Telecommunications Services, Inc. (McLeodUSA), filed an amendment to its certificate of public convenience and necessity, pursuant to Iowa Code § 476.29 (1999), stating its intention to provide facilities based local exchange services in all areas served by South Slope Cooperative Telephone Company (South Slope). Notice was provided to U S WEST Communications, Inc., GTE Midwest Incorporated, and South Slope Cooperative Telephone Company on October 28, 1999.

McLeodUSA requested a waiver of the map requirement and adopted the maps of South Slope. Adopting the service territory maps of South Slope as on file with the Board and acknowledging that its service area will fluctuate concurrently with the territory indicated by South Slope's certificate and maps makes a waiver unnecessary.

McLeodUSA filed a statement that notice was served to all affected customers on January 13, 2000. The application was deemed filed on the day the statement of notice was filed with the Board.

At the time a request is filed to amend a service territory to add exchanges, an updated tariff page listing the exchanges by name and the corresponding EAS routes are required to be filed. McLeodUSA failed to file the accompanying tariff page listing the exchanges in which it intends to provide service. Since McLeodUSA has had two 90-day periods in which to file the amended tariff page and has not done so, the application to amend its certificate of public convenience and necessity will be denied.

# IT IS THEREFORE ORDERED:

Dated at Des Moines, Iowa, this 12th day of April, 2000.

The application for amendment of its certificate of public convenience and necessity, filed by McLeodUSA Telecommunications Services, Inc., on October 28, 1999, is denied.

**UTILITIES BOARD** 

# /s/ Allan T. Thoms ATTEST: /s/ Raymond K. Vawter, Jr. Executive Secretary /s/ Diane Munns